

EXHIBIT A

2/21/2025

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Chris Bakewell

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

RICHARD KADREY, et al.,)
Individual and Representative)
Plaintiffs,) CASE NO.
) 3:23-cv-03417-
-against-) VC
META PLATFORMS, INC.,)
Defendant.)
)

*** HIGHLY CONFIDENTIAL ATTORNEYS' EYES ONLY***

VIDEO-RECORDED DEPOSITION OF

CHRIS BAKEWELL

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02/21/2025

10:11 a.m. (EST)

REPORTED BY: AMANDA GORRONO, CLR

CLR NO. 052005-01

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1 get it from Meta?

2 MR. MORTON: Object to form.

3 A. To answer the first part of your
4 question, it came to exist by creating an
5 outline, which I created. And your assumption
6 that I didn't get it from Meta, to answer your
7 second question, is correct.

8 BY MS. GEMAN:

9 Q. Okay. So you basically created an
10 outline and then people started filling it in and
11 then you were collectively involved in putting
12 together a final product that is your report; is
13 that correct?

14 A. Like a super high level, I can agree
15 with that.

16 Q. Who were the people who worked with
17 you on this report?

18 A. There were -- there were several.
19 I'll give you the three that I work with the
20 most. One is a person named Erin Crockett; one
21 is a person named Zach Gray; and another is a
22 person named Mike Herrigel, H-E-R-R-I-G-E-L.

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1 Q. Okay. And are any of those three
2 individuals PhDs?

3 A. Yes, Dr. Crockett is.

4 Q. What is his PhD in, if you know?

5 A. Well, it's a she.

6 Q. Oh, E-R-I-N?

7 A. Yes.

8 Q. Not A-A-R-O-N?

9 A. E-R-I-N.

10 Q. Okay. What is Dr. Crockett a PhD
11 in?

12 A. Economics.

13 Q. And is Zach Gray a male or a female
14 or neither?

15 A. A male.

16 Q. Okay. What is his educational
17 background, if you know?

18 A. He has a bachelor's degree in
19 economics.

20 Q. Okay. And Mike Herrigel?

21 A. Yes.

22 Q. What is that person's background?

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1 A. It's possible that was among the
2 words that I said.

3 Q. Okay. Let's -- please describe for
4 me the -- the interviews. Were they were with a
5 group of people? Were they one on one? Who was
6 there? How long? I can break this down with a
7 lot of specific questions, but if you would
8 indulge me by just sort of describing the
9 process, that would save us both some time.

10 A. How much time would you like me to
11 spend on this?

12 Q. Just give me a high level of --

13 A. A high level, I spoke with people as
14 I wrote about in Paragraph 16.

15 Q. Okay. How many -- on how many
16 different occasions did you speak with the people
17 listed in Paragraph 16?

18 A. I spoke with them each once with the
19 exception of Dr. Sinkinson who I spoke with
20 twice.

21 Q. Okay. So -- so there were five
22 conversations total?

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1 A. You like to count.

2 Q. I do.

3 A. One, two, three, four, and I count
4 one twice so that's five.

5 Q. Okay. When did these five
6 discussions occur?

7 A. I would say -- let's talk about
8 Dr. Sinkinson first because I spoke with him
9 twice -- I would say I'm going to give you -- my
10 -- my daughter uses this phrase. Like, "this is
11 ish," ish discussions. Like, I'll give you an
12 ish description of my discussion with
13 Dr. Sinkinson.

14 So like a monthish prior to my
15 report and then it being issued, so maybe in
16 early, mid-Januaryish. And then sometime like
17 leading up to February 3rd the -- I don't
18 remember what day of the week that was but
19 sometime in that weekish. And then -- oh, go
20 ahead.

21 Q. So the first time you spoke with
22 Dr. Sinkinson, was that before January 10th? Was

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1 sure which one.

2 Q. Okay. How long did the first
3 meeting occur?

4 A. I'm going to give you another ish
5 thing with time, and I'll describe it this way:
6 I remember calls that are less than, like,
7 20 minutes. I think I'm like most people. And
8 then I remember calls that are longer than
9 40 minutes. And most of the time, I'm pleased
10 when it's shorter than 20 minutes and longer than
11 40 minutes I remember and, like, that's a long
12 time. It was sometime between 20 and 40 minutes
13 with that description.

14 Q. Okay. So you, Dr. Sinkinson, and
15 your three colleagues spoke for between 20 and
16 40 minutes in January.

17 Were counsel present?

18 A. So to answer your first question
19 again, like directionally, and I gave you that
20 because I imagine you might ask me others. I
21 can't be that accurate with time. I can just
22 give you my -- the way I get a sense for time.

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1 So we can keep my answers in that context.

2 And to answer your second question,
3 yes, counsel was present. They didn't really say
4 anything, but they were present.

5 Q. Okay. So they didn't really say
6 anything.

7 So -- so who -- who took notes at
8 that meeting?

9 A. So our practice is to get
10 information in the report. I think really
11 anybody could do that the way that our system
12 works.

13 Q. I see. So people were actually
14 memorializing in realtime aspects of the
15 discussion. Were you that person?

16 A. They may have been. I don't know.
17 That's what our practice is.

18 I was focused on the contents of --
19 of the answers. Fortunately, I have got a pretty
20 good memory, so I can follow up and see what's in
21 the report. And that's really my practice.

22 Q. Didn't you just say earlier that

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1 A. I was more focused on learning and
2 listening.

3 Q. So, no, you did not personally take
4 notes?

5 A. I don't think that I took notes.

6 Q. Okay.

7 A. No. I looked back at the report not
8 long after the discussions to ensure that they
9 were consistent. What was in there was
10 consistent with my memory and added stuff in
11 accordance with my memory.

12 Q. Okay. And which of the three others
13 took notes in the sense of writing things down
14 based on what Sinkinson said in the draft?

15 MR. MORTON: Object to form.

16 A. I couldn't possibly know that.

17 Q. Okay. So sort of everybody had
18 their -- is this directionally correct, everybody
19 had the report open and people were typing or not
20 at their discretion? It wasn't like somebody was
21 tasked with doing that versus someone else?

22 MR. MORTON: Object to form.

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1 would have been some parts in the report that we
2 would have asked about.

3 Q. You wanted to use his time and your
4 time well, correct?

5 A. Yes.

6 Q. Yeah. And so you prepared for the
7 call?

8 A. Yes.

9 Q. Okay. Did you write out questions
10 or subject matters in advance that you wanted to
11 address?

12 A. I didn't.

13 Q. Did your team?

14 A. I don't know.

15 Q. Okay. Did Sinkinson show you any
16 documents during the -- during the meeting?

17 A. I don't recall anything. I think
18 you asked me that earlier.

19 Q. I did. But I didn't know if the
20 discussion refreshed your recollection.

21 A. My recollection is the same.

22 Q. Okay. And the second interview with

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1 Sinkinson in early February, can you tell me who
2 attended that one?

3 A. I think it's similar.

4 Q. Similar or the same?

5 A. Well, I didn't take attendance, so
6 all I can do is give you a general answer that
7 would be similar to what I said before, where
8 my -- some combination of my colleagues. And he
9 and I. And as you asked about earlier, the
10 lawyers were present. They didn't really
11 participate.

12 Q. Okay. And did the lawyers take
13 notes?

14 A. I have no way of knowing that.

15 Q. Okay. And if -- I understand you
16 don't remember necessarily if it was two or three
17 or one of the folks that you were talking about
18 before, but it wouldn't have been anybody other
19 than those three, correct?

20 MR. MORTON: Object to form.

21 A. Those are the ones that I remember.

22 As I said, it's possible that another one of my

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1 colleagues joined, but I didn't take attendance.

2 And I've really been focused on working with
3 those three individuals.

4 Q. Okay. And this -- and the -- do you
5 know which -- excuse me.

6 Do you know which of them took notes
7 about the second meeting?

8 A. I wouldn't know that either. Same
9 answer.

10 Q. Okay. And do you know if they put
11 the notes directly in the then existing draft of
12 the report or in a separate document?

13 MR. MORTON: Object to form.

14 A. I couldn't know. Our practice is to
15 get the information in the report.

16 Q. So your supposition is that the
17 notes were put directly into the then existing
18 draft of the report?

19 A. Or they were -- that was done
20 quickly thereafter. I don't know. I don't
21 monitor what people do with that level of
22 specificity.

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1 Q. What questions did you ask him?

2 A. Well, I asked him questions about AI
3 in general and some of the work that he had done
4 in this case.

5 Q. Was it helpful from your
6 perspective?

7 A. I thought he was helpful and
8 informative, yes.

9 Q. Was it helpful in writing your
10 report?

11 A. To speak with him?

12 Q. Uh-huh.

13 A. I thought it was helpful.

14 Q. What about Sinkinson --
15 Dr. Sinkinson? Sorry.

16 A. Yeah, I thought it was helpful.

17 Q. I may have asked this question
18 before. Who -- who took notes during the Ungar
19 interview?

20 A. I don't know how any of my
21 colleagues would have done things. I just know
22 what our practice is, and that's to get the

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1 information in the report. And then I would
2 review it. I -- because I participated with him
3 directly and asked him questions, I was less
4 concerned about -- I was more focused, I guess is
5 the way to say it, on our interactions with him.

6 Q. Do you know in that case, was it the
7 scenario where people put the notes directly in
8 the report or put them in a separate document
9 that they quickly thereafter incorporated into
10 the report as it existed at that time?

11 MR. MORTON: Object to form.

12 A. I couldn't possibly know, but our
13 practice -- our practice is to get the
14 information directly into the report. And it's a
15 lot easier to do it today with the collaborative
16 tools.

17 BY MS. GEMAN:

18 Q. Which tool were you all using?

19 A. Word.

20 Q. Was it -- so it wasn't a Google Doc?

21 A. No. You can do it in Microsoft
22 Word.

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1 Q. Okay.

2 A. You can have multiple people in a
3 document.

4 Q. Yeah.

5 Okay. Who was present at the other
6 interviews that you did? And when were they?

7 A. Who was present? Generally the --
8 with the exception of the person being
9 interviewed, it was the same collection of
10 people. They would have been in mid-January to
11 early February.

12 Q. Okay. So what was the -- what was
13 the next interview that you did?

14 A. Next after what?

15 Q. Well, let me ask you this: When did
16 you interview Amrish Acharya?

17 A. It would have been in the time frame
18 I just gave you.

19 Q. When more specifically? What's your
20 best recollection?

21 A. I can't give you a specific date
22 from memory.

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1 Q. Did counsel actively participate in
2 that interview or was it more they were just
3 there?

4 A. They didn't -- I don't remember him
5 saying anything.

6 Q. Okay. How long was your interview
7 with Mr. Acharya?

8 A. I'd say with the same constraints,
9 the 20- to 40-minute time frame, just in the way
10 that I think about those times and maybe half an
11 hourish.

12 Q. Was Ungar's the longest interview?

13 A. I don't know. I didn't time them so
14 I could do that comparison.

15 Q. But you're quite confident all of
16 them were less than an hour?

17 A. That's my feeling about the time,
18 and I told you how I think about time for calls.

19 Q. And your records would reflect
20 exactly when the calls were, correct? There
21 would be invites on Teams and so on?

22 A. Maybe.

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1 in? Maybe we need a break. But --

2 BY MS. GEMAN:

3 Q. I'm sorry.

4 A. -- I can just tell you how Microsoft
5 Word works is we had a document opened. And I
6 described how the process works. That's --
7 that's our practice, and I believe that is what
8 people follow.

9 Q. And when was the interview you did
10 of Mr. Choudhury?

11 A. It was sometime prior to
12 February 3rd. I think that it was, I'll say, in
13 the last five to seven days prior to that, so in
14 late January, early February.

15 Q. Okay. And who was present?

16 A. The same group of people.

17 Q. Did you prepare questions in
18 advance?

19 A. In my mind, at least I did.

20 Q. And did the meeting follow the usual
21 practice as you described it, with the
22 note-taking?

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1 MR. MORTON: Object to form.

2 A. With the note -- we -- we followed
3 our practices and that's how I sort of thought
4 about the process and my report.

5 Q. Was that interview with
6 Mr. Choudhury also on Teams?

7 A. Or Zoom.

8 Q. Or Zoom.

9 A. I think so.

10 Q. Okay. Was the chat function
11 enabled?

12 A. I don't know if it was enabled or
13 not. I don't recall anything being in there.
14 And that's not something I pay really any
15 attention to.

16 Q. So it sounds like, if I'm
17 understanding correctly, and you can correct me
18 if I'm not -- that the interviews with the Meta
19 employees -- frankly that all of these other than
20 the first Sinkinson meeting happened pretty close
21 in time to when you submitted the report; is that
22 correct?

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1 CERTIFICATE OF SHORTHAND REPORTER-NOTARY PUBLIC

2 I, Amanda Gorrano, the officer
3 before whom the foregoing deposition was
4 taken, do hereby certify that the foregoing
5 transcript is a true and correct record of
6 the testimony given; that said testimony was
7 taken by me stenographically and thereafter
8 reduced to typewriting under my direction;
9 and that I am neither counsel for, related
10 to, nor employed by any of the parties to
11 this case and have no interest, financial or
12 otherwise, in its outcome.

13 IN WITNESS WHEREOF, I have hereunto
14 set my hand this 21st day of February, 2025.

15

16

17

18

19


AMANDA GORRANO, CLR

20

CLR NO: 052005 - 01

Notary Public in and for the State of New York
21 County of Suffolk
My Commission No. 01G06041701
22 Expires: 01/07/2027